

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 4205-03  
Bill No.: Perfected SCS for SB's 1144, 919, and 874  
Subject: Motor Vehicles; Licenses - Motor Vehicles; Disabilities; Revenue Dept; Licenses  
- Driver's  
Type: Original  
Date: February 11, 2004

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**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
<b>FUND AFFECTED</b>	<b>FY 2005</b>	<b>FY 2006</b>	<b>FY 2007</b>
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2005</b>	<b>FY 2006</b>	<b>FY 2007</b>
Highway Fund	(\$73,504)	(\$25,919)	(\$25,919)
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>(\$73,504)</b>	<b>(\$25,919)</b>	<b>(\$25,919)</b>

Numbers within parentheses: ( ) indicate costs or losses.  
This fiscal note contains 7 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2005</b>	<b>FY 2006</b>	<b>FY 2007</b>
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2005</b>	<b>FY 2006</b>	<b>FY 2007</b>
<b>Local Government</b>	<b>\$375</b>	<b>\$750</b>	<b>\$750</b>

### **FISCAL ANALYSIS**

#### **ASSUMPTION**

Officials with the **Department of Transportation, Office of State Courts Administrator, Department of Natural Resources** and **Department of Health and Senior Services** assume this proposal would have no fiscal impact on their agencies.

Based upon data from FY03, officials with the **Department of Revenue (DOR)** estimates 1,499 replacement placard transactions per year. Raising the replacement placard fee to \$4.00 would yield an estimated \$1,124 in FY05 and \$2,249 in both FY06 and FY07. City governments would receive \$225 in increased revenue in FY05 and \$450 in both FY06 and FY07. Counties would receive \$150 in increased revenue in FY05 and \$300 in both FY06 and FY07.

Officials with DOR assume there could be cost in FY05 to microfilm 26,867 transactions. Additionally in FY06, DOR estimates there could be approximately 173,934 new transactions that would require physician's statements and any accompanying documents to be microfilmed. Additional cost could also be incurred for procedure changes, envelopes and postage to ensure the field is adequately notified of the proposed changes.

DOR could also require programming modifications to the General Registration System, renewal pulls, disabled placards system, and the Uniformed Field Office System (UFOS). ITB estimates they could incur costs in the amount of \$36,799 for FY05 to complete the modifications for the

ASSUMPTION (continued)

requirement physician statements every four years. In addition, the State Data Center has indicated that to store this data it could require approximate \$1,000 annually. DOR does not anticipate significant costs stemming from the changes to the religious photograph exemption.

In FY05, the photography requirement changes prescribed in this legislation would require DOR to modify the Over-the-Counter (OTC) driver license issuance system. Additional program modifications will be required for the systems that support the OTC system. Those supporting systems are the Missouri Driver License (MODL) system, the Central Driver License Information System (CDIS), and the Missouri Transportation and Accounting System (MTAS). Cost to implement these modifications are estimated at \$18,720.

System Design and Testing

320	Hours required for design and test development
<u>\$23</u>	Hourly overtime rate for one CIT III (requires two CIT III's)
\$7,360	Total cost for design and test development

320	Hours required for testing
<u>\$23</u>	Hourly overtime rate for one CIT III (requires two CIT III's)
\$7,360	Total cost for design and test development

Contracted Programming

40	Hours required for contracted programming to OTC edits
<u>\$100</u>	Hourly contract rate
\$4,000	Total contracted programming cost

FY 05

Increase in replacement placard fee	\$1,124
Modifications to the OTC system	(\$18,720)
Microfilm supplies	(\$133)
Overtime hours for microfilming	(\$2,174)
Procedural Changes	(\$530)
Programming for physician statements	(\$36,799)
Fringe Benefits	(\$15,772)
Storage	<u>(\$500)</u>
Total	(\$73,504)

FY 06

Increase in replacement placard fee	\$2,249
Microfilm supplies	(\$165)
Overtime hours for microfilming	(\$14,098)
Fringe Benefits	(\$5,705)
Printing new physician statements/flyers	(\$7,200)
Storage	<u>(\$1,000)</u>
Total	(\$25,919)

FY 07

Increase in replacement placard fee	\$2,249
Microfilm supplies	(\$165)
Overtime for microfilming	(\$14,098)
Fringe Benefits	(\$5,705)
Printing new physician statements/flyers	(\$7,200)
Storage	<u>(\$1,000)</u>
Total	(\$25,919)

FISCAL IMPACT - State Government

FY 2005  
(6 Mo.)

FY 2006

FY 2007

**HIGHWAY FUND**

Income-DOR

Increase in replacement placard fee	\$1,124	\$2,249	\$2,249
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Cost-DOR

Overtime compensation	(\$53,693)	(\$14,098)	(\$14,098)
Contracted programming	(\$4,000)	\$0	\$0
Procedural changes	(\$530)	\$0	\$0
Fringe benefits	(\$15,772)	(\$5,705)	(\$5,705)
Printing and supplies	(\$133)	(\$7,365)	(\$7,365)
Storage	<u>(\$500)</u>	<u>(\$1,000)</u>	<u>(\$1,000)</u>
<u>Total Cost-DOR</u>	<u>(\$74,628)</u>	<u>(\$28,168)</u>	<u>(\$28,168)</u>

**ESTIMATED NET EFFECT ON  
HIGHWAY FUND**

**(\$73,504)**

**(\$25,919)**

**(\$25,919)**

<u>FISCAL IMPACT - Local Government</u>	FY 2005 (6 Mo.)	FY 2006	FY 2007
<u>Income-Cities and Counties</u>			
Increase in replacement placard fee	<u>\$375</u>	<u>\$750</u>	<u>\$750</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

This legislation revises the procedures relating to disabled license plates and placards and the use of designated disabled parking spaces. It also requires a facial photograph or digital image be taken of every driver's license applicant, but allows a license to be issued that does not display a photograph if proof of religious purpose and at least five years of U.S. citizenship can be provided.

Under this legislation, fraudulent procurement or use of a disabled license plate is a Class A misdemeanor. Under current law, it is a Class C misdemeanor.

Physicians or health care practitioners will be guilty of a Class A misdemeanor if they issue, sign, or furnish a physician's statement or certificate to enable a person to obtain disabled license plates or windshield placards for any person who does not meet established conditions required by law or if there is no basis for a diagnosis, or state a condition or diagnosis which is outside the scope of the provider's license. Under current law it is a Class C misdemeanor for a health care practitioner to certify an individual for a disabled plate or placard if the diagnosis is outside the practitioner's scope (Section 301.141).

This legislation allows other health care practitioners (chiropractors, podiatrists, and optometrists) to certify individuals for disabled license plates and placards (Section 301.142).

Under this legislation, age, in and of itself, shall not be a factor in determining whether a person is entitled to a disabled license plate (Section 301.142.1(f)).

This legislation provides that other authorized health care practitioners may furnish disabled persons a statement for only those health care conditions for which the practitioner is authorized to treat. The legislation establishes record maintenance requirements for physicians and health care practitioners who issue physician statements. Such records shall be available to inspection to the practitioner's licensing board, the Department of Revenue and appropriate law enforcement officers. Such records shall be confidential unless required to be disclosed by law.

DESCRIPTION (continued)

Under this legislation, a physician's statement shall:

1. Be on a form prescribed by the Director of Revenue;
2. Set forth the specific diagnosis which renders the person physically disabled;
3. Include the physician's license number; and
4. Be signed by the physician or health care practitioner (Section 301.142.3).

No more than two removable windshield handicap placards may be issued by the Director of the Department of Revenue to any one person. Placards shall be renewable only by the person to which the placard was originally issued. The placard shall only be used when the person is in the motor vehicle at the time of parking or when the person is being delivered.

The Director also will be required to issue a registration certificate identifying the name, address, and other identifying information as prescribed by the Director. The Director shall furnish the applicant with a notice which sets forth that plates or placards are non-transferable, what the restrictions of use are, and the penalties for violating this act. The validated registration receipt given to the applicant shall serve as the registration certificate.

Every new applicant for a disabled plate or placard shall be required to present a new physician's statement dated no more than 90 days prior to such application. Renewal applicants will be required to submit a physician's statement dated no more than 90 days prior to such application upon their first renewal occurring on or after August 1, 2005. Upon completing subsequent renewal applications, a physician's statement dated no more than 90 days prior to such application shall be required every fourth year.

Under this legislation, a personal representative of a decedent who comes into possession of disabled plates shall return the plates to the director of revenue. Failure to do so is a Class A misdemeanor.

Under this legislation, the fee for a replacement windshield placard is increased from \$2 to \$4.

Under this legislation, a person who cannot produce the certificate which authorizes him or her to park in a disabled parking space shall be guilty of an Class A misdemeanor. If a person can later produce a valid certificate in court, the person shall not be found guilty. Under this act, a placard shall only be used when the vehicle is parked in a disabled parking space (Section 304.601).

DESCRIPTION (continued)

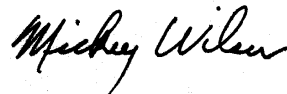
Pursuant to driver's license photographs, this legislation states that the Department of Revenue must make available, at one or more locations within the state, an opportunity for individuals to be photographed by an employee of the same sex in a segregated location if they so choose.

This legislation is substantially similar to SS/SCS/HB 598 and SB 343 (2003). This act has an effective date of January 1, 2005.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Revenue  
Department of Transportation  
Department of Public Safety  
Department of Health and Senior Services  
Office of State Courts Administrator  
Office of Prosecution Services



Mickey Wilson, CPA  
Director  
February 11, 2004